

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2005.115US01

Eric John Gandras

Confirmation No.: 7096

Application No.: 10/716,853

Examiner: Phillip A. Gray

Filed: November 20, 2003

Group Art Unit: 3767

For: PELVIC ARTERIAL CATHETER

PATENT TERM ADJUSTMENT LETTER OF CANDOR AND GOOD FAITH

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The attention of the Office is directed to the Patent Term Adjustment reported by the Office for the instant case. The reported PTA of 1297 days is thought by Applicant to be at least thirty days shorter than appropriate, for the reasons presented below.

First, analysis reveals a discrepancy based on the calculation of Patent Term Adjustment related to filing of a non-compliant appeal brief on August 13, 2007.

- 37 C.F.R. 1.704(c)(7), provides that the period of adjustment shall be reduced where applicant submits a reply having an omission, for the period beginning on the day after the date the reply having an omission was filed and ending on the date that the reply or other paper correcting the omission was filed.

08/16/2010 CKHLOK 00000018 160631 10716853
01 FC:1455 200.00 DA